

1 UNITED STATES DISTRICT COURT

2 Northern District of California

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4 GARNETT GEBHARDT

5 Plaintiff,

6 v.

No. C 10-02807 MEJ

7 STEVEN CHU, et al.,

8 Defendants.

9

10 **ORDER DIRECTING PARTIES TO  
FILE CONSENT/DECLINATION  
FORM**

11 Pending before the Court is Defendant's motion to dismiss. Upon review of the record in  
12 this action, the Court notes that the parties have not filed written consents to Magistrate Judge  
13 James' jurisdiction. This civil case was randomly assigned to Magistrate Judge James for all  
14 purposes including trial. In accordance with 28 U.S.C. § 636(c), the magistrate judges of this district  
15 court are designated to conduct any and all proceedings in a civil case, including trial and entry of  
16 final judgment, upon the consent of the parties. An appeal from a judgment entered by Magistrate  
17 Judge James may be taken directly to the United States Court of Appeals for the Ninth Circuit in the  
18 same manner as an appeal from any other judgment of a district court.

19 You have the right to have your case assigned to a United States District Judge for trial and  
20 disposition. Accordingly, the parties shall inform the Court whether they consent to Magistrate  
21 Judge James' jurisdiction or request reassignment to a United States District Judge for trial. A copy  
22 of both the consent and declination forms may be obtained from the Northern District of California's  
23 website at <http://www.cand.uscourts.gov/>. From the homepage, click on the "Forms" tab on the left  
24 margin, then choose "Civil." The parties shall inform the Court of their decision by October 21,  
2010.

25 **IT IS SO ORDERED.**

26

27 Dated: October 4, 2010

28

  
Maria-Elena Jones  
Chief United States Magistrate Judge